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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,
v.

OMONIYI JOHNATHAN OMOTERE,

Defendant.

Case No. 2:21-cr-181-GMN-DJA

**Stipulation To Continue Sentencing
Hearing**
(Third Request)

IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson, United States Attorney, and Kimberly M. Frayn, Assistant United States Attorney, counsel for the United States of America, and Mace J. Yampolsky, Esq., counsel for OMONIYI JOHNATHAN OMOTERE, that the sentencing hearing in the abovementioned case, which is currently scheduled for July 9, 2024 at 11:00 a.m., (ECF 111), be continued and reset to a date and time convenient to the Court but not earlier than 60 days from the current hearing date for the following reasons:

1. The government and defense need additional time to prepare for the sentencing hearing. The government and HSI case agents have been investigating information recently obtained that may impact the parties' positions at sentencing and additional time is needed to complete that analysis.

2. The defendant is not incarcerated and does not object to the continuance.

3. The parties agree to the continuance.

4. The additional time requested herein is not sought for purposes of delay, but merely to allow the parties sufficient time within which adequately prepare for the sentencing hearing. Additionally, denial of this request for continuance could result in a miscarriage of justice, and the ends of justice served by granting this request, outweigh the best interest of the public and the defendant in a speedy sentencing hearing.

5. This is the third stipulation to continue the hearing.

DATED this 2nd day of July, 2024.

JASON M. FRIERSON
United States Attorney

/s/ Mace J. Yampolsky, Esq.
By _____
MACE J. YAMPOLSKY, ESQ.,
Counsel for defendant Omotere

/s/ Kimberly M. Frayn
By _____
KIMBERLY M. FRAYN
Assistant United States Attorney

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

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OMONIYI JOHNATHAN OMOTERE,

Defendant.

Case No. 2:21-cr-181-GMN-DJA

**Findings of Fact, Conclusions of
Law and Order**

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. The government and defense need additional time to prepare for the sentencing hearing. The government and HSI case agents have been investigating information recently obtained that may impact the parties' positions at sentencing and additional time is needed to complete that analysis.

2. The defendant is not incarcerated and does not object to the continuance.

3. The parties agree to the continuance.

4. The additional time requested herein is not sought for purposes of delay, but merely to allow the parties sufficient time within which adequately prepare for the sentencing hearing. Additionally, denial of this request for continuance could result in a miscarriage of justice, and the ends of justice served by granting this request, outweigh the best interest of the public and the defendant in a speedy sentencing hearing.

5. This is the third stipulation to continue the hearing.

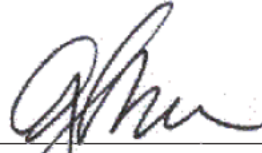
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ORDER

THEREFORE, IT IS HEREBY ORDERED that the sentencing hearing in the above-captioned matter, currently scheduled for July 9, 2024, at 11:00 a.m., shall be vacated and continued to September 11, 2024, at the hour of 9:00 a.m.

DATED this 2 day of July, 2024.



HONORABLE GLORIA M. NAVARRO
United States District Court Judge